

Session VI 1856 (January 1856)

1. The Second English Agent's Ordinance 1856.

Title.

Preamble.

1. Agent may resign and appoint Successor.
2. Henry Selfe Selfe Esq., to be the Agent.
3. Title.

Henry Selfe Selfe, Esquire, appointed to be the Second Agent in the United Kingdom, for the Province of Canterbury. "The Second English Agent's Ordinance, Session VI., No. 1."

Notes.

This Ordinance was passed by the Canterbury Provincial Council on 18th March 1856, and assented to by the Superintendent on 28th March 1856.

The full text of this Ordinance was not included in the Volume of Ordinances published by Charles Lucas, the Official Printer of the Canterbury Provincial Government.

2. The Road Ordinance 1856

Title.

1. Interpretation Clause.
2. Provincial Engineer to superintend works and advise.
3. Road Districts to be established by Ordinances or by the superintendent upon Memorial of Ratepayers.
4. Districts may be divided.
5. Waywarden to be elected.
6. Duties of Waywarden.
7. Waywarden to be a Corporation.
8. Rates, &c., to be the property of the Waywarden, penalty for withholding property from the Waywarden.
9. Minutes and Accounts to be kept.
10. Minutes and Accounts to be open to the inspection of the Superintendent.
11. Penalty for not complying with provisions of Clauses 9 and 10.
12. Accounts to be audited.
13. Waywarden to make a List of persons and property liable to be rated, and list to be posted.
14. Such List to be amended in the Resident Magistrate's Court.
15. Waywarden's List to be the Ratepayers' Roll.
16. Who may vote at Meetings of Ratepayers.
17. Returning Officer; his duties.
18. Meeting for Election of Waywarden.
19. Mode of voting and declaring Election.
20. Returning Officer to refuse votes of unqualified persons.
21. Voting book to be preserved.
22. Penalty for making false statements at elections.
23. How vacancies may occur.
24. How such vacancies shall be filled up.
25. Returning Officer to make List of Ratepayers and appoint time for the election of the first Waywarden.
26. Ratepayers may make rates.
27. Meetings of Ratepayers to be called by public notice.
28. Rate to be made by majority. Amount of rate.
29. Rate how to be collected.
30. Rate how to be expended.
31. What description of property shall be rated.
32. Rates may be levied on the assessed value of property.
33. Assessors to be appointed.
34. Assessors to nominate Umpire.
35. Expenses of assessment.
36. Who to pay rate.

37. Levy of rate how to be regulated.
38. Rate may be paid by labour instead money.
39. Rate may be levied by distress.
40. Penalty on persons obstructing the Engineer or Waywarden.
41. Penalty on injuring a road.
42. Penalty on draining except in a certain manner.
43. Title.

Notes.

This Ordinance was passed by the Canterbury Provincial Council on 10th April 1856, and assented to by the Superintendent, Charles Bowen, on the 26th April. It was repealed by the "Road Districts Ordinance, Session 20, No. 19, 1863. The full text of this Ordinance was not included in the Volume of Ordinances published by Charles Lucas, the Official Printer of the Canterbury Provincial Government.

3. Public House Ordinance 1856

Analysis.

1. Ordinances of New Zealand repealed.
2. Penalty for selling or delivering less than two gallons of any one kind or description of liquor at any one time.
3. Liquors exposed for sale without license may be forfeited.
4. Forfeited liquors to be sold or destroyed reward to informer.
5. In certain cases License not needed.
6. Licenses to be of three kinds.
7. Application for License to be made on or before 1st of April.
8. List of applications to be affixed to the door of the Court House on or before the 8th April.
9. Lists and notices of Annual Licensing Meeting to be published by Resident Magistrate at Lyttelton.
10. General and Adjourned Meetings of Justices.
11. Power given to Superintendent if there is no quorum at such meetings.
12. Justices in certain cases disqualified from acting at such meetings.
13. Licenses may be granted by a majority of Justices, or refused; Proceedings in case of refusal.
14. Treasurer to issue Licenses.
15. List of licensed persons and, houses to be published.
16. Licenses not applied for before the 1st July to be void.
17. Conditional Licenses may be granted by the Superintendent.
18. License may be transferred.

19. Executors of a License may appoint a Representative.
20. Holder of a License may transfer business from one house to another.
21. Restrictions on Sale of Liquors to other than Lodgers or Travellers.
22. Exceptions.
23. Penalty on Licensee for neglecting to affix his name and description of license, or a copy of the Conditions of License in some conspicuous part of the house.
24. Penalty for permitting gambling.
25. Penalty for supplying liquor to any person in a state of intoxication.
26. Penalty for taking anything in pledge for liquors supplied.
27. Penalty for allowing wages to be paid on the premises.
28. Penalty for not keeping a lamp burning.
29. Justices may suspend License.
30. Justices may declare License to be null and void.
31. Penalty for obstructing Constable.
32. Penalty for drunkenness.
33. Penalties to be recovered in a summary way.
34. Title.

Notes.

This Ordinance was passed by the Canterbury Provincial Council on 17th April 1856, and assented to by the Superintendent on the 8th May. It was amended by "the Public House Amendment Ordinance", Session VIII., No. 12, and repealed by "the Public House Ordinance 1862," [Session XIX.,]

The full text of this Ordinance was not included in the Volume of Ordinances published by Charles Lucas, the Official Printer of the Canterbury Provincial Government.

4. The Appropriation Ordinance 1856

Be it enacted by the Superintendent of the said Province, by and with the consent of the Provincial Council thereof as follows:

1. Appropriation of Provincial Revenues for the Year ending 31st March, 1857.

Out of the Public Revenue of the said Province there may be issued and applied, in the manner hereinafter mentioned, any Sum or Sums of Money, not exceeding the several Sums hereinafter specified, amounting in the whole to the sum of Twenty Thousand Five Hundred and Sixty Pounds Sixteen Shillings for defraying the charge of the Government of the said Province for the Year commencing on the First day of April, one thousand eight hundred and fifty-five, and ending upon

the Thirty-first day of March, one thousand eight hundred and fifty-six, that is to say, for the service of the department of

The Superintendent
Provincial Council
Provincial Secretary
Provincial Treasurer
Provincial Auditor
Provincial Solicitor
Registrar
Supreme Court
Resident Magistrate
Sheriff and Gaol
Police
Provincial Surgeon
Coroner
Harbor Master
Inspector of Sheep
Printing and Stationery
Akaroa
Miscellaneous charges, including Rent and
Insurance of Government Offices, Council
Chamber, Fuel &c.
Immigration
Education
Public Works
Steam

Total

2. Provincial Treasurer, &c., shall issue and be allowed credit for the sums appropriated.

The Provincial Treasurer and Sub-Treasurers shall issue, from time to time, any Sum or Sums of Money for the purposes hereinbefore mentioned, not exceeding in the whole the Sums respectively specified to such persons, and in such portions as the Superintendent shall, by an Order or Orders, in writing, under his hand, from time to time direct; and such Treasurer and Sub-Treasurers shall, in their Accounts, be allowed credit for all Sums paid by them in pursuance of such Orders; and the receipts of the persons to whom such Sums have been so paid, shall be a full discharge for the Sum or Sums for which such receipts shall be given.

3. Provincial Treasurer, &c., shall be allowed credit for certain sums expended up to 31st March, 1856.

And Whereas, in defraying the charge of the Provincial Government for the year ending the Thirty-first day of March, one thousand eight hundred and fifty-five,

and on account of the several services hereinafter mentioned, certain Sums of Money, amounting in the whole to the sum of One Thousand Three Hundred and Eighty-seven Pounds Seven Shillings and Tenpence, were issued and paid by the Provincial Treasurer in pursuance of Warrants under the hand of the Superintendent, whereof certain Sums, that is to say, for the service of

The Provincial Council
The Provincial Secretary
The Resident Magistrate
Police
The Provincial Surgeon
Charitable Aid
Immigration
Printing
Census
Public Records
Provincial Engineer
Steam
Repairs of Bridle Path
Harewood Road
Ferry over the Courtenay (Waimakariri)
Sumner Bar
Miscellaneous Expenses

were so issued and paid in excess of the Sums by Law appropriated to the said several services; and certain other Sums, that is to say, for the service of

The Provincial Council
Fitting up Offices, &c.
North Road
Road South of Christchurch
Alterations to Hospital
Bridges over Avon

were so issued and paid in pursuance of Resolutions of the Provincial Council in that behalf, but were not included in any Bill for the Appropriation of the Public Revenues of the Province for the said year: Be it therefore enacted: The Provincial Treasurer shall be allowed credit in his Accounts for all Sums of Money so issued and paid by him for the said several services, and not exceeding the several amounts hereinbefore particularly specified. And the receipts of the persons to whom such Sums of Money shall have been paid under such Warrants as aforesaid, shall be a complete discharge for the Sum or Sums for which such receipts shall have been given

4. Title.

This Ordinance shall be entitled and may be cited as "The Appropriation Ordinance, 1856-7 Session VI., No. 4."

Notes.

This Ordinance was passed by the Canterbury Provincial Council on 17th April 1856, and assented to by the Superintendent on 8th May 1856.

Its effect was to vote, for the year commencing 1st April 1856, the sum of £18,311 15s. This sum in excess for 1856 year ending 31st March by £4647 7s. 5d.

The full text of this Ordinance was not included in the Volume of Ordinances published by Charles Lucas, the Official Printer of the Canterbury Provincial Government.